IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 17TH JANUARY 2007 / 27TH PAUSHA 1928

RP.No. 1126 of 2006(B)

AGAINST THE JUDGEMENT IN MFA.285/2000 Dated 06/02/2006
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REVIEW PETITIONER/APPELLANT

SAKTHIDHARAN,
S/O.GOVINDA KURUP, KALARICKAL HOUSE,
RESIDING AT PULLOOR-ANURULI DESOM, PULLOOR VILLAGE
PULLOOR P.O., MUKUNDAPURAM TALUK.

BY ADV. SRI.P.V.BABY
SRI.A.N.SANTHOSH

RESPONDENTS:
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1. A.K.JOSHINATHAN,
S/O.KUNJIPARAN, ARAYAMPARAMBIL HOUSE,
VALAPPAD BEACH P.O., THRISSUR DISTRICT.

2. BAIJU, S/O.VIJAYAN,
PATALI HOUSE, EDAMUTTAM,
CHAVAKKAD TALUK.

3. DISTRICT INSURANCE OFFICER,
KERALA STATE INSURANCE DEPARTMENT,
AYYANTHOLE, THRISSUR.

R1 BY ADV. SRI P.R.SHAJI

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 17/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

P.R.RAMAN & M.N.KRISHNAN, JJ.

R.P.NO.1126 OF 2006 IN
M.F.A.NO.285 OF 2000

Dated this the 17th day of January, 2007

O R D E R

Raman, J.

The above appeal was dismissed as withdrawn based on the medical certificate issued by the Superintendent, Government Medical College Hospital, Thrissur fixing the disability of the appellant at 10% whereas the Motor Accidents Claims Tribunal has fixed the disability at 20%. Hence, the learned counsel for the appellant sought to withdraw the appeal and the same was dismissed as withdrawn by judgment dated 6th February, 2006. The present review petition is however filed doubting as to whether the medical certificate issued by the Superintendent, Medical College Hospital, Thrissur really relates to the appellant. This suspicion is raised because of

the address of the appellant shown in the covering letter addressed to this Court, was different. We have called for the records relating to the correspondence between the Registry of this Court and the Medical College Hospital, Thrissur and we find in the covering letter dated 23/1/2006 that the name of the appellant is correctly shown as Sakthidaran A.K. and the appeal is correctly shown as MFA.No.285/2000. However, in the address given it is shown as S/o. Kunjiparan, Arayamparambil House, Valappad Beach P.O., Thrissur. But subsequently, by another letter dated 7/11/2006 received from the Superintendent, it is informed that the address mentioned in the covering letter dated 23/1/2006 is a clerical error and the certificate already issued is in respect of Sakthidharan, S/o. Govinda Kurup, the

appellant in the above appeal. The medical certificate issued also shows the nature of the illness, which tallies with the injury sustained by the appellant.

2. In such circumstances, we do not find any ground to review the order. Accordingly, the review petition is dismissed.

P.R.RAMAN,
Judge.

M.N.KRISHNAN,
Judge.

kcv.